

01-28-02

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01/24/02

J1057 U.S. PTO

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. BSC-159C1

First Named Inventor White

Title HYBRID STONE RETRIEVAL DEVICE

jc979 U.S. PTO  
10/05/95  
01/24/02

**APPLICATION ELEMENTS**

ADDRESS TO: Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
2. ☐ Small Entity Status
  - ☐ Applicant claims small entity status
  - ☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 39]
  - Written Description - (20 pages)
  - Claims - (3 pages)
  - Abstract - (1 page)
  - Sheets of Drawings - (15 sheets)
    - ☒ Formal
    - ☐ Informal
4. ☒ Oath or Declaration [Total Pages 3]
  - a. ☐ Newly executed (original)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]
5. ☒ Incorporation by Reference (usable if Box 4b is checked)  
The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
  - ☐ Computer Readable Form (CRF)
  - ☐ Paper Copy (identical to computer copy)
  - ☐ CD (2 copies) (identical to computer copy)
  - ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
  - ☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449
  - ☐ Copies of IDS Citations
11. ☒ Preliminary Amendment
  - ☐ Drawings [Total Sheets ]
12. ☒ Return Receipt Postcard (specifically itemized)
13. ☐ Certified Copy of Priority Document(s) (if foreign priority claimed)
14. ☐ Nonpublication Request Under 35 U.S.C. 122(b)
15. ☐ CD in duplicate for large table or computer program
16. ☐ Other:

**17. ☒ If a CONTINUING APPLICATION:**

☒ continuation of prior application U.S. Serial No. 09/559,385, filed on 04/26/00, which is a continuation-in-part of U.S. Serial No. 09/369,226, filed on 08/06/99 and U.S. Serial No. 08/968,906, filed on 11/05/97, which is a continuation of U.S. Serial No. 08/822,207, filed on 03/20/97, which is a continuation of U.S. Serial No. 08/382,778, filed on 02/02/95, the entire disclosures of which are incorporated by reference herein.

Priority to the above application(s) is claimed under 35 U.S.C. 120.

Prior application information: Examiner: Priddy, M. Group/Art Unit: 3732.

**18. ☐ Priority - 35 U.S.C. 119**

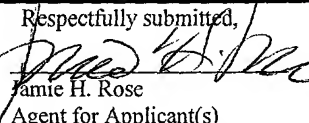
- ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.
- ☐ The certified copy has been filed in prior U.S. application Serial No. \_\_\_\_\_/\_\_\_\_\_ on \_\_\_\_\_.
- ☐ The certified copy will follow.

**CORRESPONDENCE ADDRESS**

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
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**SIGNATURE BLOCK**

Date: January 24, 2002  
Reg. No. 45,054  
Tel. No.: (617) 248-7376  
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Respectfully submitted,  
  
Jamie H. Rose  
Agent for Applicant(s)  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110

ROSEJH1002\215.2231769\_1

# **FEE TRANSMITTAL** **FY 2002**

Complete if Known

Application Serial Number	
Filing Date	Herewith
First Named Inventor	White
Group Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket No.	BSC-159C1

## METHOD OF PAYMENT

1. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
☐ Required Fees (copy of this sheet enclosed).  
☒ Additional fee required under 37 CFR 1.16 and 1.17.  
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

## FEE CALCULATION

## 1. FILING FEE

Large Entity Fee (\$)	Fee Description	Fee Paid
740	Utility filing fee	740.00
330	Design filing fee	
160	Provisional filing fee	

	Number Filed	Number Extra	Rate	Amount
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Total Claims	17	- 20 = 0	x \$ 18.00 =	
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Independent Claims	2	- 3 = 0	x \$ 84.00 =	
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☐ Multiple Dependent Claim(s), if any \$280.00 =

TOTAL: 740.00

SMALL ENTITY DISCOUNT:

SUBTOTAL (1) (\$) 740.00

## 2. AMENDMENT CLAIM FEES

Claims	Highest No. Present	Rate	Fee Paid
Remaining After Amend.	Previously Paid For	Extra	

Total	-	=	x \$ 18.00 =	
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Indep.	-	=	x \$ 84.00 =	
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☐ First Presentation of Multiple Dep. Claim + \$280.00 =

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$) 0

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	Request for ex parte reexamination	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1440	720	Extension for reply within fourth month	
1960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
130	130	Petitions to the Commissioner	
180	180	Submission of Information Disclosure Statement	
740	370	Filing a submission after final rejection (37 CFR 1.129(a))	
740	370	For each additional invention to be examined (37 CFR 1.129(b))	
100	100	Certificate of Correction for applicant's error	

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$) 0

SUBTOTAL (1) 740.00

SUBTOTAL (2) 0

SUBTOTAL (3) 0

TOTAL (\$) 740.00

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## SIGNATURE BLOCK

Respectfully submitted,

Date: January 24, 2002  
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